

Panaji, 21st January, 1984 (Magha 1, 1905)

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OFFICIAL



GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

EXTRAORDINARY

GOVERNMENT OF GOA, DAMAN
AND DIU

Industries and Labour Department

Notification

No. 28/50/83-ILD

The following Arbitration Agreement received by the Government of Goa, Daman and Diu is hereby published as required under the provisions of sub-section (3) of Section 10 A of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

S. D. Sadhale, Under Secretary (Industries and Labour).

Panaji, 21st January, 1984.

FORM C

(See Rule 1)

AGREEMENT

(Under Section 10-A of the Industrial Disputes Act, 1947)

Representing the Employers:

1. A. M. Galkwad

(Name)

Sr. Personnel Officer

(Designation)

M/s. V. S. DEMPO & CO.

PVT. LTD.

Panaji-Goa.

2. S. S. Kantak

Executive Director

M/s. FOMENTO BARGES

PVT. LTD.

Margao, Goa.

3. R. N. Shetty

Manager Export Deptt.

M/s. CHOWGULE & CO.

PVT. LTD.

Mormugao Harbour, Goa.

4. A. V. SALGAONKAR

Manager Personnel

M/s. SESA GOA PVT. LTD.

Altinho, Panaji-Goa.

Representing the Workmen:

1. B. Mohan Rao

(Name)

General Secretary

(Designation)

UNITED BARGEMENS'

ASSOCIATION

Kossambi Bldg., Vasco-

-da-Gama.

5. Capt. K. S. Varadkar
Manager-Shipping
M/s. SALGAONCAR MINING
INDUSTRIES
Vasco-da-Gama, Goa.

6. M. S. Manerkar
Acting Personnel Officer
M/s. TIMBLO PVT. LTD.
Margao, Goa.

7. A. G. Ajuaonkar
(Name)
Asst. Labour Officer
(Designation)
M/s. PANDURANG TIMBLO
INDUSTRIES
Margao, Goa.

8. V. S. Raikar
Director
M/s. D. B. BANDODKAR
& SONS
Panjim-Goa.

9. K. H. Ghadiali
Engineering Superintendent
M/s. R. N. S. BANDEKAR &
SONS (S) PVT. LTD.
Vasco-da-Gama, Goa.

10. M/s.
M/s. G. N. AGRAWAL
Margao-Goa.

11. M. M. Shaparia
Executive
M/s. SHAPARIA DOCK &
STEEL CO.
Vasco-da-Gama, Goa.

12. Jairam Dialani
Manager
M/s. TOLANI LTD.
Vasco-da-Gama.

13. Y. E. Shroff
Manager
M/s. BOMBAY MARINE EN-
GINEERING WORKS LTD.
Three Jaff House, Behind Mu-
nicipal Garden, Vasco-da-
-Gama, Goa.

14. Vishnu Bhai M. Amin
Partner
M/s. VIPUL SHIPPING ENG.
WORKS
Vasco-da-Gama, Goa.

15. S. S. Dicholkar
Office Superintendent
M/s. G. R. ENGINEERING
WORKS LTD.
Monteiro Bldg.
Vasco-da-Gama, Goa.

16. H. Ratnappan
Accountant
M/s. EUREKA SHIPPING CO.
Salcar Bldg., Vasco-da-Gama,
Goa.
17. Cesar Costa
Partner
M/s. COSTA RIVER TRANSPORT,
Altinho, Mapusa, Goa.
18. Prakash B. Sardesai
Partner
M/s. SARDESSAI SHIPPING
LINES,
Cortalim, Goa.
19. D. Mukherjee
Officer
M/s. INDIAN SHIPPING
LINES,
Vasco-da-Gama, Goa.
20. Ashok B. Deshpabhu
Chief Executive
M/s. SANGHI BROTHERS
(I) LTD.
Behind JMFC Court, Vasco-
-da-Gama, Goa.
21. Brito H. Carvalho
Partner
M/s. CARSONS ORE CAR-
RIERS PVT. LTD.
Vasco-da-Gama, Goa.
22. F. S. Cabral
Proprietor
M/s. CABRAL & CO. PVT.
LTD. C/o. GOA BARGE
OWNERS ASSOC.
Damodar Bldg. Vasco-da-
-Gama.
23. A. A. Satoskar
Asstt. Manager
M/s. SANGHI MOTORS
(B) LTD.
24. V. M. Bharucha
Manager
M/s. SHYA A COASTAL
25. Sd./-
Agent
M/s. MACKINNON MACKEN-
ZIE & CO.
26. V. Machado
Director
ZUARI RIVER LIGHTE-
RAGE PVT. LTD.
27. C. M. Parekh
Chief Executive
M/s. KALYAN SHIPPING
LINES
28. V. G. Metha
Partner
M/s. DAMODAR SHIPPING
& TRADING CO..
29. U. A. Sarmalkar
Partner
M/s. U. A. SARMALKAR
30. T. Kesavan
Partner
M/s. AGENCIA COM-
MERCIAL MARITIMA
31. C. M. Dhody
Chief Executive
M/s. MAINI SHIPPING CO.
Melquindas Bldg., Vasco-
-da-Gama, Goa.
32. S. P. Kamat
Manager
M/s. AQUARIUS PVT. LTD.
Kossambi Bldg., Vasco-
-da-Gama, Goa.

33. W. D. Costa
Resident Manager
M/s. IMPORTEX INTER-
NATIONAL,
Telly Flats, Baina, Vasco-
-da-Gama, Goa.

1. It is hereby agreed between the parties to refer the following dispute to the arbitration of Justice P. S. Malwankar, 402 Shalaka, opp. Cooperage Football Ground, Bombay 400 021 Bombay.

2. The matter that will be referred for Arbitration shall be as follows:—

"The employers and the Workmen having agreed under Settlement dated 26-1-1981 in principle to introduce regulated working hours for the barge-crew i.e. 8 hours working per day but being unable to jointly prepare a Scheme as envisaged in the said Settlement, the Learned Arbitrator may decide and prepare a Scheme to regulate the working hours of the barge-crew and determine what should be the pattern of working hours, manning strength and other conditions required to be fulfilled for giving effect to the same and from what date the same should be introduced".

3. Details of the parties to the dispute are as above.

4. The name of the Union, representing the workmen in question is 'UNITED BARGEMENS' ASSOCIATION' Kosambi Bldg., Vasco-da-Gama, Goa.

5. Total number of workmen employed in the undertakings affected is 3,000.

6. Estimated number of workmen affected or likely to be affected by the dispute is 2,500.

7. We further agree that the decision of the Arbitrator shall be binding upon us.

8. The arbitrator shall make his award within a period of 180 days from the date an order of reference is notified in Official Gazette or within such further time as is extended by mutual agreement between us in writing. In case the award is not made within the period aforementioned, the reference to arbitration shall stand automatically cancelled and we shall be free to negotiate for fresh arbitration.

Dated, 29th November, 1983.

Representing the Employers: Representing the Workmen:

- | | |
|--|------------------------------------|
| 1. A. M. Gaikwad
(Signature) | 1. B. Mohan Rao
(Signature) |
| A. M. Gaikwad
(Name) | B. Mohan Rao
(Name) |
| Sr. Personnel Officer
(Designation) | General Secretary
(Designation) |
| M/s. V. S. DEMPO & CO.
PVT. LTD. | UNITED BARGEMENS'
ASSOCIATION |
| 2. S. Kantak
S. S. Kantak
Executive Director
M/s. FOMENTO BARGES
PVT. LTD.
Margao, Goa. | |
| 3. E. N. Shetty
R. N. Shetty
Manager - Export Deptt.
M/s. CHOWGULE & CO.
PVT. LTD.
Mormugao Harbour, Goa. | |
| 4. A. V. Salgaonkar
A. V. Salgaonkar
Manager-Personnel
M/s. SESA GOA PRIVATE
LTD. | |
| 5. K. S. Varadkar
Capt. K. S. Varadkar
Manager, Shipping Division
M/s. V. M. SALGAOCAR
MINING INDUSTRIES | |

6. *M. S. Manerkar*
(Signature)
M. S. Manerkar
(Name)
Acting - Personnel Officer
(Designation)
M/s. TIMBLO PVT. LTD.
7. *A. G. Ajuoncar*
A. G. Ajuoncar
Asstt. Labour Officer
M/s. PANDURANG TIMBLO
INDUSTRIES
8. *V. S. Raikar*
V. S. Raikar
Director
M/s. D. B. BANDODKAR &
SONS
9. *K. H. Ghadiali*
K. H. Ghadiali
Engineer Superintendent
M/s. R. N. S. BANDEKAR
& SONS (S) PVT. LTD.
10.
.....
M/s. G. N. AGRAWAL
11. *M. M. Shaparia*
(Signature)
M. M. Shaparia
(Name)
Executive
(Designation)
M/s. Shaparia Dock & Steel
Co. Pvt. Ltd. Vasco-da-
Gama, Goa.
12. *Jairam Dialani*
(Signature)
Jairam Dialani
(Name)
Manager
(Designation)
M/s. TOLANI LTD.
Vasco-da-Gama, Goa.
13.
(Signature)
Y. E. Shroff
(Name)
Manager
(Designation)
M/s. BOMBAY MARINE ENGI-
NEERING WORKS PVT. LTD.
Three Jaff House, Behind
Municipal Garden Vasco-
da-Gama, Goa.
14. *Vishnubhai M. Amin*
(Signature)
Vishnubhai M. Amin
(Name)
Partner
(Designation)
M/s. VIPUL SHIPPING
ENG. WORKS
Vasco-da-Gama, Goa.
15. *Dicholkar M. Amin*
(Signature)
Dicholkar M. Amin
(Name)
Office Superintendent
(Designation)
M/s. G. R. ENGINEERING
WORKS PVT. LTD.
Vasco-da-Gama, Goa.
16. *H. Ratnappan*
(Signature)
H. Ratnappan
(Name)
Accountant
(Designation)
M/s. EUREKA SHIPPING
CO. PVT. LTD.
Salcar Bldg., Vasco-da-
Gama, Goa.
17. *Cesar Costa*
(Signature)
Cesar Costa
(Name)
Partner
(Designation)
M/s. COSTA RIVER TRANSPORT
Altinho, Mapusa, Goa.
18. *Prakash B. Sardesai*
(Signature)
Prakash B. Sardesai
(Name)
Partner
(Designation)
M/s. SARDESSAI SHIPPING
LINES
Cortalim, Goa
19. *D. Mukerjee*
(Signature)
D. Mukerjee
(Name)
Officer
(Designation)
M/s. INDIAN SHIPPING
LINES
Vasco-da-Gama, Goa.
20. *Ashok B. Deshpabhu*
(Signature)
Ashok B. Deshpabhu
(Name)
Chief Executive
(Designation)
M/s. SANGHI BROTHERS
(I) LTD.
Behind JMFC Court, Vasco-
da-Gama, Goa.
21. *Brito H. Carvalho*
(Signature)
Brito H. Carvalho
(Name)
Partner
(Designation)
M/s. CARSONS ORE CARRIERS
PVT. LTD.
Vasco-da-Gama, Goa.
22. *F. S. Cabral*
(Signature)
F. S. Cabral
(Name)
Proprietor
(Designation)
M/s. CABRAL & CO. PVT. LTD.
Vasco-da-Gama, Goa.
23. *A. A. Satoskar*
(Signature)
A. A. Satoskar
(Name)
Asst. Manager
(Designation)
M/s. SANGHI MOTORS (B)
LTD.
A-10. Kossambi Bldg., Vasco-
da-Gama, Goa.
24. *V. M. Bharucha*
(Signature)
V. M. Bharucha
(Name)
Manager
(Designation)
M/s. SHYAMA COASTAL
SPPG. CO. PVT. LTD.
B. No. C, Kosambi Bldg.,
Vasco-da-Gama, Goa.
25. *Sd/-*
(Signature)
Agent
(Name)
.....
(Designation)
M/s. MACKINON MACKENZIE
& CO. LTD.
Vasco-da-Gama, Goa.

26. **V. Machado**
(Signature)
V. Machado
(Name)
Director
(Designation)
**M/s. ZUARI RIVER LIGHT-
ERAGE PVT. LTD.**
Suvarna Bldg., Vasco-da-
-Gama, Goa.
27. **C. M. Parekh**
(Signature)
C. M. Parekh
(Name)
Chief Executive
(Designation)
M/s. KALYAN SHIPPING LINES
Gosalia Bldg., Vasco-da-
-Gama, Goa.
28. **V. G. Metha**
(Signature)
V. G. Metha
(Name)
Partner
(Designation)
**M/s. DAMODAR SHIPPING &
TRADING CO. MEHATA
HOUSE**
Vasco-da-Gama, Goa.
29. **T. Kesavan**
(Signature)
T. Kesavan
(Name)
Partner
(Designation)
**M/s. AGENCIA COMMERCIAL
MARITIMA**
Vasco-da-Gama, Goa.
30. **U. A. Sarmalkar**
(Signature)
U. A. Sarmalkar
(Name)
Partner
(Designation)
M/s. U. A. SARMALKAR
Vasco-da-Gama, Goa.
31. **Dhody C. M.**
(Signature)
Dhody C. M.
(Name)
Ch. Executive
(Designation)
**M/s. MAINI SHIPPING CO.
PVT. LTD.**
Melquindas Bldg., Vasco-da-
-Gama, Goa.
32. **S. P. Kamat**
(Signature)
S. P. Kamat
(Name)
Manager
(Designation)
M/s. AQUARIUS PVT. LTD.
Kossambi Bldg., Vasco-da-
-Gama, Goa.
33. **W. D'Costa**
(Signature)
W. D'Costa
(Name)
Resident Manager
(Designation)
**M/s. IMPORTEX INTERNA-
TIONAL**
Telly Flats, Baina, Vasco-
-da-Gama, Goa.
- Witnesses:
1. **D. P. Sinha**
2. **A. M. Karnik**